

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF WEST VIRGINIA
AT BLUEFIELD

ADRIAN WEEMS-BEY,

Plaintiff,

v.

CIVIL ACTION NO. 1:18-01538

FCI McDOWELL, et al.,

Defendants.

MEMORANDUM OPINION AND ORDER

By Standing Order, this action was referred to United States Magistrate Judge Omar J. Aboulhosn for submission of findings and recommendation regarding disposition pursuant to 28 U.S.C.A. § 636(b) (1) (B). Magistrate Judge Aboulhosn submitted to the court his Findings and Recommendation on March 24, 2021, in which he recommended that the district court grant plaintiff's "Motion to Dismiss Amended Complaint and Suit," dismiss plaintiff's Amended Complaint without prejudice, and remove this matter from the court's docket.

In accordance with the provisions of 28 U.S.C.A. § 636(b), the parties were allotted fourteen days, plus three mailing days, in which to file any objections to Magistrate Judge Aboulhosn's Findings and Recommendation. The failure of any party to file such objections constitutes a waiver of such party's right to a de novo review by this court. Snyder v. Ridenour, 889 F.2d 1363 (4th Cir. 1989).

The parties failed to file any objections to the Magistrate Judge's Findings and Recommendation within the allotted time

period. Having reviewed the Findings and Recommendation filed by Magistrate Judge Aboulhosn, the court adopts the findings and recommendations contained therein. Accordingly, the court hereby **GRANTS** plaintiff's "Motion to Dismiss Amended Complaint and Suit," **DISMISSES** plaintiff's amended complaint without prejudice, and directs the Clerk to remove this case from the court's active docket.

The Clerk is directed to forward a copy of this Memorandum Opinion and Order to plaintiff, pro se, and counsel of record.

IT IS SO ORDERED this 13th day of July, 2021.

ENTER:

David A. Faber

David A. Faber
Senior United States District Judge